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DARLA CODDINGTON and JERRY POWERS

**UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA**

ARIANA AMORE,

Plaintiff,

vs.

COUNTY OF LOS ANGELES, LOS  
ANGELES COUNTY PROBATION  
DEPARTMENT, LOS ANGELES  
COUNTY CHIEF PROBATION  
OFFICER JERRY POWERS, DEPUTY  
PROBATION OFFICER OSCAR  
CALDERON, JR., DEPUTY  
PROBATION OFFICER FNU  
IBANEZ, DEPUTY PROBATION  
OFFICER FNU GONZALEZ,  
SUPERVISING DEPUTY  
PROBATION OFFICER FNU  
CODDINGTON, and DOES 1 TO 10,

Defendants.

Case No.: 2:17-cv-5207-JAK

(Hon. John A. Kronstadt)

**ANSWER OF DEFENDANTS,  
ROSELYN IBANEZ, DARLA  
CODDINGTON AND JERRY  
POWERS TO PLAINTIFF'S  
SECOND AMENDED COMPLAINT**

**Action Filed: July 14, 2017**

1 COMES NOW DEFENDANTS, ROSELYN IBANEZ, DARLA  
2 CODDINGTON and JERRY POWERS (referred to as “Answering  
3 Defendants”) by and through their attorneys of record, and answering  
4 Plaintiff, Ariana Amore’s Second Amended Complaint (SAC), admit, deny  
5 and allege on behalf of themselves only and for no others, as follows:

6 1. These Answering Defendants admit that the County of Los  
7 Angeles operates a juvenile detention facility. These Answering Defendants  
8 lack knowledge sufficient to form a belief upon which to admit or deny the  
9 remainder of the allegations of Paragraph 1 of the SAC and on that basis, the  
10 remainder of Paragraph 1 is denied.

11 2. These Answering Defendants lack knowledge sufficient to form  
12 a belief upon which to admit or deny the allegations of Paragraph 2 of the  
13 SAC and on that basis, the allegations of Paragraph 2 are denied.

14 3. These Answering Defendants lack knowledge sufficient to form  
15 a belief upon which to admit or deny the allegations of Paragraph 3 of the  
16 SAC and on that basis, the allegations of Paragraph 3 are denied.

17 4. These Answering Defendants admit that Plaintiff’s SAC seeks  
18 compensatory and punitive damages. These Answering Defendants deny  
19 that they violated any of Plaintiff’s Constitutional Rights and deny that they  
20 were a cause of damage to Plaintiff. These Answering Defendants deny that  
21 they were deliberately indifferent to Plaintiff or any of the probationers;  
22 deny that they failed to respect and enforce policies, and specifically deny  
23 that they failed to enforce key policies designed to prevent or deter sexual  
24 abuse; deny that they failed to train their employees and specifically deny  
25 that they failed to train their employees regarding policies designed to  
26 prevent sexual abuse; deny that they failed to discipline their employees for  
27 violating policies; deny that they maintained vague or unclear policies and  
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1 deny that they maintained customs or practices that deviated from written  
2 policy. These Answering Defendants lack knowledge sufficient to form a  
3 belief upon which to admit or deny the remainder of the allegations of  
4 Paragraph 4 and on that basis, the remainder of Paragraph 4 is denied.

5 5. These Answering Defendant admit the jurisdictional allegations  
6 of Paragraph 5.

7 6. These Answering Defendants admit that Plaintiff alleges  
8 conduct of Los Angeles County employees. These Answering Defendants  
9 lack knowledge sufficient to form a belief upon which to admit or deny the  
10 remainder of the request and on that basis, the remainder of Paragraph 6 is  
11 denied.

12 7. These Answering Defendants admit that Camp Kenyon Scudder  
13 is a juvenile detention camp located at that address in Santa Clarita, CA.  
14 These Answering Defendants admit that Plaintiff was incarcerated at Camp  
15 Scudder. These Answering Defendants lack knowledge sufficient to form a  
16 belief upon which to admit or deny the remainder of the allegations of  
17 Paragraph 7 and on that basis, the remainder of Paragraph 7 is denied.

18 8. These Answering Defendants admit that the County of Los  
19 Angeles is a legal entity in the State of California. These Answering  
20 Defendants lack knowledge sufficient to form a belief upon which to admit  
21 or deny the remainder of the allegations of Paragraph 8, based on the lack of  
22 definition in the Paragraph, and on that basis, the remainder of Paragraph 8  
23 is denied.

24 9. These Answering Defendants admit that the Los Angeles  
25 County Probation Department is a public agency. These Answering  
26 Defendants deny that, at the relevant times, defendant Jerry Powers was the  
27 Acting Chief Probation Officer. These Answering Defendants admit that the  
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1 Los Angeles County Probation Department operates Camp Scudder. These  
2 Answering Defendants lack knowledge sufficient to form a belief upon  
3 which to admit or deny the remainder of the allegations of Paragraph 9 and  
4 on that basis, the remainder of Paragraph 9 is denied.

5 10. These Answering Defendants admit that defendant Calderon  
6 was a deputy probation officer for the LACPD. These Answering  
7 Defendants deny that the alleged actions of Calderon, as asserted in the  
8 SAC, were done within the course and scope of his duties as a probation  
9 officer and deny that said alleged actions were done with authority or  
10 ratification of County. These Answering Defendants deny that the alleged  
11 actions of Calderon, as asserted in the SAC, were within the scope of his  
12 employment. These Answering Defendants lack knowledge sufficient to  
13 form a belief upon which to admit or deny the remainder of the allegations  
14 of Paragraph 10 and on that basis, the remainder of Paragraph 10 is denied.

15 11. These Answering Defendants admit the allegations of  
16 Paragraph 11 that defendant Ibanez was in the course and scope of her  
17 employment with the County of Los Angeles Probation Department. These  
18 Answering Defendants deny that defendant Ibanez violated Plaintiff's  
19 Constitutional Rights and deny that any of her actions or omissions were a  
20 cause of injury or damage to Plaintiff.

21 12. These Answering Defendants lack knowledge sufficient to form  
22 a belief upon which to admit or deny the allegations of Paragraph 12. This  
23 defendant is not known to these Answering Defendants. On that basis, the  
24 allegations of Paragraph 12 are denied.

25 13. These Answering Defendants admit the allegations of  
26 Paragraph 13 that defendant Coddington was in the course and scope of her  
27 employment with the County of Los Angeles Probation Department. These  
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1 Answering Defendants deny that defendant Coddington violated Plaintiff's  
2 Constitutional Rights and deny that any of her actions or omissions were a  
3 cause of injury or damage to Plaintiff.

4 14. These Answering Defendants lack knowledge sufficient to form  
5 a belief upon which to admit or deny the allegations in Paragraph 14 and on  
6 that basis, Paragraph 14 is denied.

7 15. These Answering Defendants incorporate by reference all  
8 admissions and denials as previously set forth in each and every paragraph  
9 of their answer to the SAC.

10 16. These Answering Defendants admit that Plaintiff was remanded  
11 to the custody of the LACPD and was incarcerated at Camp Scudder. These  
12 Answering Defendants lack knowledge sufficient to form a belief upon  
13 which to admit or deny the remainder of Paragraph 16 and on that basis, the  
14 remainder of Paragraph 16 is denied.

15 17. These Answering Defendants lack knowledge sufficient to form  
16 a belief upon which to admit or deny the allegations of Paragraph 17 and on  
17 that basis, the allegations of Paragraph 17 are denied.

18 18. These Answering Defendants lack knowledge sufficient to form  
19 a belief upon which to admit or deny the allegations of Paragraph 18 and on  
20 that basis, the allegations of Paragraph 18 are denied.

21 19. These Answering Defendants lack knowledge sufficient to form  
22 a belief upon which to admit or deny the allegations of Paragraph 19 and on  
23 that basis, the allegations of Paragraph 19 are denied.

24 20. These Answering Defendants deny that they witnessed any  
25 inappropriate conduct as alleged in Paragraph 20 of the SAC and deny that  
26 they were aware of any inappropriate conduct as alleged in Paragraph 20 of  
27 the SAC. These Answering Defendants lack knowledge sufficient to form a  
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1 belief upon which to admit or deny the remainder of the allegations of  
2 Paragraph 20 of the SAC and on that basis, the remainder of Paragraph 20 is  
3 denied.

4 21. These Answering Defendants deny that they witnessed any  
5 inappropriate conduct as alleged in Paragraph 21 of the SAC and deny that  
6 they were aware of any inappropriate conduct as alleged in Paragraph 21 of  
7 the SAC. These Answering Defendants lack knowledge sufficient to form a  
8 belief upon which to admit or deny the remainder of the allegations of  
9 Paragraph 21 of the SAC and on that basis, the remainder of Paragraph 21 is  
10 denied.

11 22. These Answering Defendants lack knowledge sufficient to form  
12 a belief upon which to admit or deny the allegations in Paragraph 22 of the  
13 SAC and on that basis, the allegations of Paragraph 22 are denied.

14 23. These Answering Defendants deny that defendant Coddington  
15 was advised by Plaintiff's "godfather" about the alleged inappropriate  
16 behavior of Calderon. These Answering Defendants deny that defendant  
17 Coddington made the comments as alleged in Paragraph 23 and deny that  
18 Coddington told plaintiff's godfather that she was the person to whom he  
19 could make complaints. These Answering Defendants lack knowledge  
20 sufficient to form a belief upon which to admit or deny the remainder of the  
21 allegations of Paragraph 23 and on that basis, the remainder of the  
22 allegations of Paragraph 23 are denied.

23 24. These Answering Defendants lack knowledge sufficient to form  
24 a belief upon which to admit or deny the allegations in Paragraph 24 of the  
25 SAC and on that basis, the allegations of Paragraph 24 are denied.  
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1           25. These Answering Defendants lack knowledge sufficient to form  
2 a belief upon which to admit or deny the allegations in Paragraph 25 of the  
3 SAC and on that basis, the allegations of Paragraph 25 are denied.

4           26. These Answering Defendants deny that they were advised of  
5 any inappropriate conduct as alleged in Paragraph 26 of the SAC and deny  
6 that they failed to intervene once notified of any allegations regarding  
7 Calderon. These Answering Defendants lack knowledge sufficient to form a  
8 belief upon which to admit or deny the remainder of the allegations of  
9 Paragraph 26 and on that basis, the remainder of the allegations of Paragraph  
10 26 are denied.

11           27. These Answering Defendants deny that they discouraged camp  
12 wards from making complaints, deny that they made the statements as  
13 attributed to them in Paragraph 27 and deny that they dissuaded complaints.  
14 These Answering Defendants lack knowledge sufficient to form a belief  
15 upon which to admit or deny the remainder of the allegations of Paragraph  
16 27 and on that basis, the remainder of the allegations of Paragraph 27 are  
17 denied.

18           28. These Answering Defendants deny that they discouraged  
19 complaints and deny that their actions violated Plaintiff's Constitutional  
20 Rights and deny that their actions were a cause of injury or damage to  
21 Plaintiff. These Answering Defendants lack knowledge sufficient to form a  
22 belief upon which to admit or deny the remainder of the allegations of  
23 Paragraph 28 and on that basis, the remainder of the allegations of Paragraph  
24 28 are denied.

25           29. These Answering Defendants lack knowledge sufficient to form  
26 a belief upon which to admit or deny the allegations of Paragraph 29 and on  
27 that basis, the allegations of Paragraph 29 are denied.  
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1           30. These Answering Defendants deny that the snack shop was not  
2 regularly monitored. These Answering Defendants lack knowledge  
3 sufficient to form a belief upon which to admit or deny the remainder of the  
4 allegations of Paragraph 30 and on that basis, the remainder of the  
5 allegations of Paragraph 30 are denied.

6           31. These Answering Defendants lack knowledge sufficient to form  
7 a belief upon which to admit or deny the allegations of Paragraph 31 and on  
8 that basis, the allegations of Paragraph 31 are denied.

9           32. These Answering Defendants lack knowledge sufficient to form  
10 a belief upon which to admit or deny the allegations of Paragraph 32 and on  
11 that basis, the allegations of Paragraph 32 are denied.

12           33. These Answering Defendants lack knowledge sufficient to form  
13 a belief upon which to admit or deny the allegations of Paragraph 33 and on  
14 that basis, the allegations of Paragraph 33 are denied.

15           34. These Answering Defendants deny that the snack shop was not  
16 visited by LACPD officers. These Answering Defendants lack knowledge  
17 sufficient to form a belief upon which to admit or deny the remainder of the  
18 allegations or Paragraph 34 and on that basis, the remainder of the  
19 allegations of Paragraph 34 are denied.

20           35. These Answering Defendants lack knowledge sufficient to form  
21 a belief upon which to admit or deny the allegations of Paragraph 35 and on  
22 that basis, the allegations of Paragraph 35 are denied.

23           36. These Answering Defendants deny that they warned camp  
24 wards not to snitch and deny that they told camp wards not to file complaints  
25 against them. These Answering Defendants lack knowledge sufficient to  
26 form a belief upon which to admit or deny the remainder of the allegations  
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1 of Paragraph 36 and on that basis, the remainder of the allegations of  
2 Paragraph 36 are denied.

3 37. These Answering Defendants deny that defendant Coddington  
4 made the comments as alleged in Paragraph 37, deny that any of the  
5 Answering Defendants observed or were advised of any inappropriate  
6 conduct as alleged in Paragraph 37, deny that defendant Coddington was  
7 aware or had any knowledge of the alleged actions as set forth in Paragraph  
8 37, and deny that Coddington failed to respond when advised of any  
9 inappropriate conduct. These Answering Defendants lack knowledge  
10 sufficient to form a belief upon which to admit or deny the remainder of the  
11 allegations of Paragraph 37 and on that basis, the remainder of the  
12 allegations of Paragraph 37 are denied.

13 38. These Answering Defendants admit that Coddington had  
14 supervision of her subordinates, deny that she had any knowledge of any  
15 inappropriate behavior as alleged in Paragraph 38, deny that she supervised  
16 all LACPD officers, and deny that she observed any inappropriate behavior  
17 toward Plaintiff. These Answering Defendants lack knowledge sufficient to  
18 form a belief upon which to admit or deny the remainder of the allegations  
19 of Paragraph 38 and on that basis, the remainder of the allegations of  
20 Paragraph 38 are denied.

21 39. These Answering Defendants deny that Plaintiff was isolated  
22 from any protection by LACPD officers or staff. These Answering  
23 Defendants lack knowledge sufficient to form a belief upon which to admit  
24 or deny the remainder of the allegations of Paragraph 39 and on that basis,  
25 the remainder of the allegations of Paragraph 39 are denied.  
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1           40. These Answering Defendants lack knowledge sufficient to form  
2 a belief upon which to admit or deny the allegations of Paragraph 40 and on  
3 that basis, the allegations of Paragraph 40 are denied.

4           41. These Answering Defendants lack knowledge sufficient to form  
5 a belief upon which to admit or deny the allegations of Paragraph 41 and on  
6 that basis, the allegations of Paragraph 41 are denied.

7           42. These Answering Defendants deny that they had notice or any  
8 knowledge that Calderon was engaging in any conduct in violation of any  
9 written policy. These Answering Defendants deny the remainder of  
10 Paragraph 42.

11           43. These Answering Defendants deny that they failed to act as  
12 alleged in Paragraph 43, and deny that they were aware of any conduct in  
13 violation of department policy or law. These Answering Defendants admit  
14 that certain of said policies are to deter sexual abuse but deny that they failed  
15 to enforce any such policies as alleged in Paragraph 43. These Answering  
16 Defendants deny the remainder of Paragraph 43.

17           44. These Answering Defendants deny that they failed to supervise  
18 Calderon, deny that they were aware of any sexual abuse of Plaintiff as  
19 alleged in the SAC, deny that they failed to report or investigate when  
20 notified of any alleged inappropriate conduct of Calderon and deny that  
21 there was a culture of LACPD officers intimidating camp wards from  
22 making complaints. These Answering Defendants deny that they failed to  
23 act after being advised of any inappropriate behavior by Calderon, deny that  
24 Calderon's behavior was not timely investigated and deny that Calderon was  
25 not subject to timely LACPD discipline. These Answering Defendants  
26 deny the charging allegations of Paragraph 44.

1           45. These Answering Defendants deny that they were advised of  
2 any inappropriate conduct of Calderon as alleged in Paragraph 45, deny that  
3 they did not timely investigate, once notified of the alleged acts, and deny  
4 that Calderon was not adequately trained or supervised. These Answering  
5 Defendants deny the charging allegations of Paragraph 45.

6           46. These Answering Defendants deny that they violated Plaintiff's  
7 Constitutional Rights and deny that any of their actions or omissions were a  
8 cause of injury or damage to Plaintiff. These Answering Defendants deny  
9 that Plaintiff sustained any injury or damage as a result of any conduct on  
10 the part of any of these answering defendants. These Answering  
11 Defendants lack knowledge sufficient to form a belief upon which to admit  
12 or deny the remainder of the allegations of Paragraph 46 and on that basis,  
13 the remainder of Paragraph 46 is denied.

14           47. These Answering Defendants deny that they violated Plaintiff's  
15 Constitutional Rights and deny that any of their actions or omissions were a  
16 cause of injury or damage to Plaintiff. These Answering Defendants deny  
17 that Plaintiff sustained any injury or damage as a result of any conduct on  
18 the part of any of these answering defendants. These Answering Defendants  
19 lack knowledge sufficient to form a belief upon which to admit or deny the  
20 remainder of the allegations of Paragraph 47 and on that basis, the remainder  
21 of Paragraph 47 is denied.

22           48. These Answering Defendants deny that they violated Plaintiff's  
23 Constitutional Rights and deny that any of their actions or omissions were a  
24 cause of injury or damage to Plaintiff. These Answering Defendants deny  
25 that Plaintiff sustained any injury or damage as a result of any conduct on  
26 the part of any of these answering defendants. These Answering Defendants  
27 lack knowledge sufficient to form a belief upon which to admit or deny the  
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1 remainder of the allegations of Paragraph 48 and on that basis, the remainder  
2 of Paragraph 48 is denied.

3         49. These Answering Defendants deny that they violated Plaintiff's  
4 Constitutional Rights and deny that any of their actions or omissions was a  
5 cause of injury or damage to Plaintiff. These Answering Defendants deny  
6 that Plaintiff sustained any injury or damage as a result of any conduct on  
7 the part of any of these answering defendants. These Answering  
8 Defendants lack knowledge sufficient to form a belief upon which to admit  
9 or deny the remainder of the allegations of Paragraph 49 and on that basis,  
10 the remainder of Paragraph 49 is denied.

11         50. These Answering Defendants deny that they violated Plaintiff's  
12 Constitutional Rights and deny that any of their actions was a cause of injury  
13 or damage to Plaintiff. These Answering Defendants deny that their actions  
14 or omissions were willful, wanton, malicious or oppressive or were in  
15 reckless disregard or in deliberate indifference to or with intent to deprive  
16 Plaintiff of her Constitutional Rights. These Answering Defendants deny  
17 that they violated Plaintiff's Constitutional Rights and deny that they are  
18 liable to Plaintiff for exemplary or punitive damages. These Answering  
19 Defendants deny the remainder of Paragraph 50.

20         51. These Answering Defendants incorporate by reference all  
21 admissions and denials as previously set forth in each and every paragraph  
22 in their Answer to the SAC.

23         52. These Answering Defendants admit that Plaintiff was a ward of  
24 the court and incarcerated at Camp Scudder. These Answering Defendants  
25 admit that Camp Scudder is a juvenile detention facility operated by the  
26 County of Los Angeles. These Answering Defendants lack knowledge  
27 sufficient to form a belief upon which to admit or deny the remainder of the  
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1 allegations of Paragraph 52 and on that basis, the remainder of Paragraph 52  
2 is denied.

3 53. These Answering Defendants deny that they deprived Plaintiff  
4 of her civil rights, deny that their actions in any manner inhibited Plaintiff's  
5 freedom of speech or right to petition for redress of grievances or to  
6 complaint of her treatment. These Answering Defendants that any of their  
7 actions or omissions would chill a person of ordinary firmness from  
8 engaging in freedom of speech. These Answering Defendants deny the  
9 remainder of Paragraph 53.

10 54. These Answering Defendants deny that any of their actions  
11 constituted an abuse of authority, deny that any of their actions were  
12 unlawful or were intended to or did harm Plaintiff. These Answering  
13 Defendants deny that any of their actions or omissions were unfair, arbitrary  
14 or oppressive and deny that any of their actions was a cause of injury or  
15 damage to Plaintiff. These Answering Defendants deny the remainder of  
16 Paragraph 54.

17 55. These Answering Defendants deny that any of their actions or  
18 omissions were willful, wanton, malicious or done with reckless disregard  
19 for the rights and safety of Plaintiff. These Answering Defendants deny the  
20 remainder of Paragraph 55.

21 56. These Answering Defendants deny that any of their actions  
22 were unlawful and deny that any of their actions or omissions were a cause  
23 of any injury or damage to Plaintiff. These Answering Defendants deny the  
24 remainder of Paragraph 56.

25 57. These Answering Defendants deny that they violated Plaintiff's  
26 Constitutional Rights and deny that they were a cause of any injury or  
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1 damage to Plaintiff. These Answering Defendants deny the remainder of  
2 Paragraph 57.

3 58. These Answering Defendants incorporate by reference all  
4 admissions and denials as previously set forth in each and every paragraph  
5 in their answer to the SAC.

6 59. These Answering Defendants admit that Plaintiff was a ward of  
7 the court and incarcerated at Camp Scudder. These Answering Defendants  
8 admit that Camp Scudder is a juvenile detention facility operated by the  
9 County of Los Angeles. These Answering Defendants lack knowledge  
10 sufficient to form a belief upon which to admit or deny the remainder of the  
11 allegations of Paragraph 59 and on that basis, the remainder of Paragraph 59  
12 is denied.

13 60. These Answering Defendants lack knowledge sufficient to form  
14 a belief upon which to admit or deny the allegations in Paragraph 60 and on  
15 that basis, the allegations in Paragraph 60 are denied.

16 61. These Answering Defendants lack knowledge sufficient to form  
17 a belief upon which to admit or deny the allegations in Paragraph 61 and on  
18 that basis, the allegations in Paragraph 61 are denied.

19 62. These Answering Defendants lack knowledge sufficient to form  
20 a belief upon which to admit or deny the allegations in Paragraph 62 and on  
21 that basis, the allegations in Paragraph 62 are denied.

22 63. These Answering Defendants lack knowledge sufficient to form  
23 a belief upon which to admit or deny the allegations in Paragraph 63 and on  
24 that basis, the allegations in Paragraph 63 are denied.

25 64. These Answering Defendants lack knowledge sufficient to form  
26 a belief upon which to admit or deny the allegations in Paragraph 64 and on  
27 that basis, the allegations in Paragraph 64 are denied.  
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1           65. These Answering Defendants deny that they violated Plaintiff's  
2 Constitutional Rights and deny that any of their acts or omissions were a  
3 cause of injury or damage to Plaintiff. These Answering Defendants deny  
4 that any of their acts or omissions were unlawful.

5           66. These Answering Defendants incorporate by reference all  
6 admissions and denials as previously set forth in each and every paragraph  
7 in their answer to the SAC.

8           67. These Answering Defendants admit that Plaintiff was a ward of  
9 the court and incarcerated at Camp Scudder. These Answering Defendants  
10 admit that Camp Scudder is a juvenile detention facility operated by the  
11 County of Los Angeles. These Answering Defendants lack knowledge  
12 sufficient to form a belief upon which to admit or deny the remainder of the  
13 allegations of Paragraph 67 and on that basis, the remainder of Paragraph 67  
14 is denied.

15           68. These Answering Defendants lack knowledge sufficient to form  
16 a belief upon which to admit or deny the allegations of Paragraph 68 and on  
17 that basis, Paragraph 68 is denied.

18           69. These Answering Defendants lack knowledge sufficient to form  
19 a belief upon which to admit or deny the allegations in Paragraph 69 and on  
20 that basis, the allegations in Paragraph 69 are denied.

21           70. These Answering Defendants lack knowledge sufficient to form  
22 a belief upon which to admit or deny the allegations in Paragraph 70 and on  
23 that basis, the allegations in Paragraph 70 are denied.

24           71. These Answering Defendants lack knowledge sufficient to form  
25 a belief upon which to admit or deny the allegations in Paragraph 71 and on  
26 that basis, the allegations in Paragraph 71 are denied.

1           72. These Answering Defendants lack knowledge sufficient to form  
2 a belief upon which to admit or deny the allegations in Paragraph 72 and on  
3 that basis, the allegations in Paragraph 72 are denied.

4           73. These Answering Defendants deny that they violated Plaintiff's  
5 Constitutional Rights and deny that any of their acts or omissions were a  
6 cause of injury or damage to Plaintiff. These Answering Defendants deny  
7 that any of their acts or omissions were unlawful.

8           74. These Answering Defendants incorporate by reference all  
9 admissions and denials as previously set forth in each and every paragraph  
10 in their answer to the SAC.

11           75. These Answering Defendants admit that Plaintiff was a ward of  
12 the court and incarcerated at Camp Scudder. These Answering Defendants  
13 admit that Camp Scudder is a juvenile detention facility operated by the  
14 County of Los Angeles. These Answering Defendants lack knowledge  
15 sufficient to form a belief upon which to admit or deny the remainder of the  
16 allegations of Paragraph 75 and on that basis, the remainder of Paragraph 75  
17 is denied.

18           76. These Answering Defendants lack knowledge sufficient to form  
19 a belief upon which to admit or deny the allegations of Paragraph 76 and on  
20 that basis, the allegations in Paragraph 76 are denied.

21           77. These Answering Defendants lack knowledge sufficient to form  
22 a belief upon which to admit or deny the allegations in Paragraph 77 and on  
23 that basis, the allegations in Paragraph 77 are denied.

24           78. These Answering Defendants lack knowledge sufficient to form  
25 a belief upon which to admit or deny the allegations in Paragraph 78 and on  
26 that basis, the allegations in Paragraph 78 are denied.



1           79. These Answering Defendants lack knowledge sufficient to form  
2 a belief upon which to admit or deny the allegations in Paragraph 79 and on  
3 that basis, the allegations in Paragraph 79 are denied.

4           80. These Answering Defendants lack knowledge sufficient to form  
5 a belief upon which to admit or deny the allegations in Paragraph 80 and on  
6 that basis, the allegations in Paragraph 80 are denied.

7           81. These Answering Defendants deny that they violated Plaintiff's  
8 Constitutional Rights and deny that any of their acts or omissions were a  
9 cause of injury or damage to Plaintiff. These Answering Defendants deny  
10 that any of their acts or omissions were unlawful.

11           82. These Answering Defendants incorporate by reference all  
12 admissions and denials as previously set forth in each and every paragraph  
13 in their answer to the SAC.

14           83. These Answering Defendants admit that Plaintiff was a ward of  
15 the court and incarcerated at Camp Scudder. These Answering Defendants  
16 admit that Camp Scudder is a juvenile detention facility operated by the  
17 County of Los Angeles. These Answering Defendants lack knowledge  
18 sufficient to form a belief upon which to admit or deny the remainder of the  
19 allegations of Paragraph 83 and on that basis, the remainder of Paragraph 83  
20 is denied.

21           84. These Answering Defendants admit the allegations of  
22 Paragraph 84.

23           85. These Answering Defendants lack knowledge sufficient to form  
24 a belief upon which to admit or deny the allegations in Paragraph 85 and on  
25 that basis, the allegations in Paragraph 85 are denied.  
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1           86. These Answering Defendants lack knowledge sufficient to form  
2 a belief upon which to admit or deny the allegations in Paragraph 86 and on  
3 that basis, the allegations in Paragraph 86 are denied.

4           87. These Answering Defendants lack knowledge sufficient to form  
5 a belief upon which to admit or deny the allegations in Paragraph 87 and on  
6 that basis, the allegations in Paragraph 87 are denied.

7           88. These Answering Defendants lack knowledge sufficient to form  
8 a belief upon which to admit or deny the allegations in Paragraph 88 and on  
9 that basis, the allegations in Paragraph 88 are denied.

10          89. These Answering Defendants lack knowledge sufficient to form  
11 a belief upon which to admit or deny the allegations in Paragraph 89 and on  
12 that basis, the allegations in Paragraph 89 are denied.

13          90. These Answering Defendants deny that they violated Plaintiff's  
14 Constitutional Rights and deny that any of their acts or omissions were a  
15 cause of injury or damage to Plaintiff. These Answering Defendants deny  
16 that any of their acts or omissions were unlawful.

17          91. These Answering Defendants incorporate by reference all  
18 admissions and denials as previously set forth in each and every paragraph  
19 in their answer to the SAC.

20          92. These Answering Defendants admit that their own actions were  
21 within the course and scope of their employment by the County and the  
22 LACPD. These Answering Defendants lack knowledge sufficient to form a  
23 belief upon which to admit or deny the remainder of the allegations in  
24 Paragraph 92 and on that basis, the remainder of the allegations of Paragraph  
25 92 are denied.

26          93. These Answering Defendants deny that they deprived Plaintiff  
27 of any Constitutional Rights and deny that any of their actions or omissions  
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1 were a cause of injury or damage to Plaintiff. These Answering Defendants  
2 lack knowledge sufficient to form a belief upon which to admit or deny the  
3 remainder of the allegations in Paragraph 93 and on that basis, the remainder  
4 of the allegations in Paragraph 93 are denied.

5 94. These Answering Defendants deny each and every allegation in  
6 Paragraph 94 of the SAC.

7 95. These Answering Defendants deny each and every allegation in  
8 Paragraph 95 of the SAC.

9 96. These Answering Defendants deny each and every allegation in  
10 Paragraph 96 of the SAC.

11 97. These Answering Defendants deny each and every allegation in  
12 Paragraph 97 of the SAC. These Answering Defendants deny that Plaintiff  
13 was injured or damaged as a result of any act or omission of any of the  
14 Answering Defendants and deny that any conduct on their part entitles  
15 Plaintiff to punitive damages from any of the Answering Defendants.

16 98. These Answering Defendants incorporate by reference all  
17 admissions and denials as previously set forth in each and every paragraph  
18 in their answer to the SAC.

19 99. These Answering Defendants admit that their own actions were  
20 within the course and scope of their employment by the County and the  
21 LACPD. These Answering Defendants lack knowledge sufficient to form a  
22 belief upon which to admit or deny the remainder of the allegations in  
23 Paragraph 99 and on that basis, the remainder of the allegations are denied.

24 100. These Answering Defendants deny that they deprived Plaintiff  
25 of any Constitutional Rights and deny that any of their actions or omissions  
26 were a cause of injury or damage to Plaintiff. These Answering Defendants  
27 lack knowledge sufficient to form a belief upon which to admit or deny the  
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1 remainder of the allegations in Paragraph 100 and on that basis, the  
2 remainder of the allegations in Paragraph 100 are denied.

3 101. These Answering Defendants deny each and every allegation in  
4 Paragraph 101 of the SAC.

5 102. These Answering Defendants deny each and every allegation in  
6 Paragraph 102 of the SAC.

7 103. These Answering Defendants deny each and every allegation in  
8 Paragraph 103 of the SAC.

9 104. These Answering Defendants deny each and every allegation in  
10 Paragraph 104 of the SAC.

11 105. These Answering Defendants deny each and every allegation in  
12 Paragraph 105 of the SAC. These Answering Defendants deny that Plaintiff  
13 was injured or damaged as a result of any act or omission of any of the  
14 Answering Defendants and deny that any conduct on their part entitles  
15 Plaintiff to punitive damages from any of the Answering Defendants.

16 106. These Answering Defendants incorporate by reference all  
17 admissions and denials as previously set forth in each and every paragraph  
18 in their answer to the SAC.

19 107. These Answering Defendants admit that defendant Coddington  
20 is a supervisor in the Los Angeles County Probation Department.

21 108. These Answering Defendants deny that any acts or omissions of  
22 defendant Coddington were a cause of any injury or damage to Plaintiff and  
23 further deny that any acts or omissions of defendant Coddington were in  
24 violation of Plaintiff's Constitutional Rights.

25 109. These Answering Defendants deny that defendant Coddington  
26 knew or had been put on notice of any inappropriate conduct of Calderon as  
27 alleged in Paragraph 109 of the SAC, deny that defendant Coddington knew  
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1 that Calderon was engaging in conduct in violation of policy and deny that  
2 she knew or had reason to know that any conduct of Calderon was violating  
3 Plaintiff's rights.

4 110. These Answering Defendants deny that any actions or  
5 omissions of Coddington were a cause of any inappropriate conduct as  
6 alleged in Paragraph 110 of the SAC.

7 111. These Answering Defendants deny each and every allegation in  
8 Paragraph 111 of the SAC.

9 112. These Answering Defendants deny each and every allegation in  
10 Paragraph 112 of the SAC.

11 113. These Answering Defendants deny each and every allegation in  
12 Paragraph 113 of the SAC.

13 114. These Answering Defendants deny that the actions of  
14 Coddington were in reckless or callous indifference to the deprivation of  
15 anyone's rights, including Plaintiff. The Answering Defendants deny that  
16 Coddington engaged in any conduct which was a cause of injury or damage  
17 to Plaintiff.

18 115. These Answering Defendants deny each and every allegation in  
19 Paragraph 115 of the SAC. These Answering Defendants deny that Plaintiff  
20 was injured or damaged as a result of any act or omission of any of the  
21 Answering Defendants and deny that any conduct on their part entitles  
22 Plaintiff to punitive damages from any of the Answering Defendants.

23 116. These Answering Defendants incorporate by reference all  
24 admissions and denials as previously set forth in each and every paragraph  
25 in their answer to the SAC.

26 117. These Answering Defendants admit that Plaintiff seeks  
27 recovery under the stated statute.  
28

1           118. These Answering Defendants deny each and every allegation of  
 2 Paragraph 118 of the SAC. The Answering Defendants deny that they had  
 3 knowledge, at any time, that Plaintiff was at risk of being sexually assaulted  
 4 by Calderon, deny that they conspired with each other to refuse to protect  
 5 Plaintiff and deny that they failed to intervene to protect Plaintiff. These  
 6 Answering Defendants deny that they violated Plaintiff's civil rights and  
 7 deny that they conspired with each other to violate Plaintiff's civil rights.

8           119. These Answering Defendants deny that any of their acts or  
 9 omissions were a cause of injury or damage to Plaintiff, deny that they acted  
 10 with deliberate indifference and deny that Plaintiff was harmed due to any  
 11 conduct on the part of the Answering Defendants.

12           120. As to the Prayer for Relief, these Answering Defendants deny  
 13 that any of their acts or omissions were a cause of injury or damage to  
 14 Plaintiff; deny that Plaintiff is entitled to any compensatory or special  
 15 damages from them; and deny that Plaintiff is entitled to any punitive  
 16 damages from them. These Answering Defendants deny that Plaintiff is  
 17 entitled to any damages in any sum from Answering Defendants.

## 18           **AFFIRMATIVE DEFENSES**

### 19           **FIRST AFFIRMATIVE DEFENSE**

20           1. The SAC fails to state a claim against the Answering Defendants  
 21 upon which relief can be granted.

### 22           **SECOND AFFIRMATIVE DEFENSE**

23           2. The damages alleged by Plaintiff in the SAC were not caused by the  
 24 fault, carelessness, negligence or wrongful conduct on the part of the Answering  
 25 Defendants, but if any such fault, carelessness, or negligence is found to exist, any  
 26 recovery or reward of damages must be diminished in proportion to the amount of  
 27 fault attributable to Plaintiff.  
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1                                   **THIRD AFFIRMATIVE DEFENSE**

2           3.       The Answering Defendants are entitled to an offset for all benefits  
3 paid to Plaintiff by any agency of the County of Los Angeles or through funds  
4 which were provided by the County of Los Angeles.

5                                   **FOURTH AFFIRMATIVE DEFENSE**

6           4.       Plaintiff has failed to mitigate her damages.

7                                   **FIFTH AFFIRMATIVE DEFENSE**

8           5.       The Answering Defendants exercised due care and diligence in all  
9 matters alleged in the SAC, and no negligence or wrongful act or omission by said  
10 Answering Defendants was the proximate cause of any alleged injury, loss or  
11 damage to Plaintiff.

12                                  **SIXTH AFFIRMATIVE DEFENSE**

13           6.       Any alleged acts or omissions by the Answering Defendants were  
14 superseded by the negligence of the Plaintiff, whose negligence was the sole and  
15 proximate cause of any damages that Plaintiff alleges in the SAC.

16                                  **SEVENTH AFFIRMATIVE DEFENSE**

17           7.       Any and all acts or omissions of the Answering Defendants which  
18 allegedly caused the injury at the time and place set forth in the SAC were in the  
19 exercise of discretion vested in them and therefore there is no liability pursuant to  
20 California Government Code Section 820.2, et seq.

21                                  **EIGHTH AFFIRMATIVE DEFENSE**

22           8.       The acts of the Answering Defendants were lawfully made in good  
23 faith as law enforcement officers acting within the scope of their authority and  
24 with reasonable cause at the time to believe that their conduct was lawful.  
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**NINTH AFFIRMATIVE DEFENSE**

9. Public employees are not liable for their acts or omissions, while exercising due care, keeping the peace, insuring the safety of the public, and enforcing the law.

**TENTH AFFIRMATIVE DEFENSE**

10. The Answering Defendants took action which might reasonably be expected of law enforcement officers of ordinary prudence, acting under similar circumstances, who desire to keep the peace and enforce the law.

**ELEVENTH AFFIRMATIVE DEFENSE**

11. These Answering Defendants exercised due care and diligence in all matters alleged in the SAC, and no negligence or wrongful act or omission by said Defendants was the proximate cause of any alleged injury, loss or damage to Plaintiff.

**TWELFTH AFFIRMATIVE DEFENSE**

12. These Answering Defendants allege that if Plaintiff suffered any damages, those damages were proximately caused or contributed to by the negligence or otherwise culpable conduct of individuals or entities other than these Answering Defendants, whether or not named and served herein, which precludes Plaintiff from recovery against these Answering Defendants.

**THIRTEENTH AFFIRMATIVE DEFENSE**

13. The alleged acts and/or omissions by the Answering Defendants were not in the performance under the "color of law" as required by 42 U.S.C. §1983.

**FOURTEENTH AFFIRMATIVE DEFENSE**

14. The Plaintiff's SAC and each and every claim contained therein, and/or any amendments thereto, are barred by the applicable statute of limitations.



**FIFTEENTH AFFIRMATIVE DEFENSE**

15. The Answering Defendants are informed and believes and thereon allege that Defendants are entitled to a right of contribution from any person whose negligence or intentional act proximately contributed to the happening of the alleged incident or alleged injuries of Plaintiff should Plaintiff receive a verdict against these Answering Defendants.

**SIXTEENTH AFFIRMATIVE DEFENSE**

16. The Answering Defendants liability, if any, for Plaintiff's non-economic damages is limited to these answering Defendants proportionate fault, if any, in accordance with California Civil Code sections 1432.2 and 1431.5 and any damages awarded to Plaintiff against these Answering Defendants should be reduced accordingly.

**SEVENTEENTH AFFIRMATIVE DEFENSE**

17. The Answering Defendants reserve their right to seek defense costs on the basis that the instant lawsuit was not brought in good faith and is frivolous.

**EIGHTEENTH AFFIRMATIVE DEFENSE**

18. Plaintiff's SAC fails to set forth a cause of action because the Answering Defendants did not act pursuant to an official government policy which violated Plaintiff's constitutional rights.

**NINETEENTH AFFIRMATIVE DEFENSE**

19. Plaintiff has failed to exhaust her remedies under State and/or Administrative law as to some or all of the allegations contained in her SAC.

**TWENTIETH AFFIRMATIVE DEFENSE**

20. Plaintiff's Complaint is unable to establish that any activity alleged to have caused the unconstitutional deprivation was done pursuant to a policy, statement, ordinance, regulation, or decision officially adopted and promulgated by these Answering Defendants.

**TWENTY FIRST AFFIRMATIVE DEFENSE**

21. Plaintiff's injuries, if any, were caused by persons other than the Answering Defendants.

**TWENTY SECOND AFFIRMATIVE DEFENSE**

22. Plaintiff's injuries, if any, are the result of her own negligence and/or assumption of known risk.

**TWENTY THIRD AFFIRMATIVE DEFENSE**

23. Plaintiff's allegations and claims for relief are barred, in whole or in part, by the doctrine of laches.

**TWENTY FOURTH AFFIRMATIVE DEFENSE**

24. Plaintiff's allegations and claims for relief are barred, in whole or in part, by the doctrine of unclean hands.

**TWENTY FIFTH AFFIRMATIVE DEFENSE**

25. Plaintiff's allegations and claims for relief are barred, in whole or in part, by the doctrine of estoppel.

**TWENTY SIXTH AFFIRMATIVE DEFENSE**

26. The Answering Defendants cannot fully anticipate all affirmative defenses that are applicable to Plaintiff's claims based on the general allegations contained in the SAC. As such, these Answering Defendants reserve their right to assert additional affirmative defenses as they become applicable.

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**PRAYER**

WHEREFORE, Answering Defendants prays for judgment on Plaintiff's SAC, the award of their costs and fees in this action, and for such relief as the Court may deem just and proper.

Dated: October 3, 2017

SEKI, NISHIMURA & WATASE, LLP

By: /S/ Janet L. Keuper

GILBERT M. NISHIMURA

JANET L. KEUPER

Attorneys for Defendants, ROSELYN  
IBANEZ, DARLA CODDINGTON and  
JERRY POWERS

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**REQUEST FOR JURY TRIAL**

THESE ANSWERING DEFENDANTS, Roselyn Ibanez, Darla Coddington and Jerry Powers, hereby request a jury trial on all issues triable by jury, as provided by Federal Rule of Civil Procedure, Rule 38(a) and (b).

Dated: October 3, 2017

SEKI, NISHIMURA & WATASE, LLP

By: /S/ Janet L. Keuper

GILBERT M. NISHIMURA

JANET L. KEUPER

Attorneys for Defendants, ROSELYN  
IBANEZ, DARLA CODDINGTON and  
JERRY POWERS